

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-02217-DLF**

CENTER FOR REPRODUCTIVE RIGHTS v. U.S.
DEPARTMENT OF STATE
Assigned to: Judge Dabney L. Friedrich
Case: 1:18-cv-02851-DLF
Cause: 05:552 Freedom of Information Act

Date Filed: 09/25/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**CENTER FOR REPRODUCTIVE
RIGHTS**

represented by **Heather L Richardson**
GIBSON, DUNN & CRUTCHER LLP
333 South Grand Avenue
Los Angeles, CA 90071
(213) 229-7000
Fax: (213) 229-7520
PRO HAC VICE
ATTORNEY TO BE NOTICED

Mia C. Donnelly
GIBSON, DUNN & CRUTCHER, LLP
1050 Connecticut Avenue, NW
Suite 200
Washington, DC 20036-5306
(202) 887-3617
Email: mdonnelly@gibsondunn.com
ATTORNEY TO BE NOTICED

Wendy L. Miller
GIBSON, DUNN & CRUTCHER LLP
1050 Connecticut Avenue, NW
Washington, DC 20036
(202) 887-3562
Email: wmiller@gibsondunn.com
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. DEPARTMENT OF STATE

represented by **Christopher Charles Hair**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2541
Fax: (202) 252-2599
Email: christopher.hair@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Damon William Taaffe
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2544
Fax: (202) 252-2599
Email: damon.taaffe@usdoj.gov
TERMINATED: 02/14/2019
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/25/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF STATE (Filing fee \$ 400 receipt number 0090-5704351) filed by CENTER FOR REPRODUCTIVE RIGHTS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Civil Cover Sheet, # <u>5</u> Summons)(Miller, Wendy) (Entered: 09/25/2018)
09/26/2018		Case Assigned to Judge Dabney L. Friedrich. (zmd) (Entered: 09/26/2018)
09/26/2018	<u>2</u>	SUMMONS (1) Issued Electronically as to U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 09/26/2018)
10/15/2018	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE filed by CENTER FOR REPRODUCTIVE RIGHTS.(Miller, Wendy) (Entered: 10/15/2018)
10/15/2018	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE filed by CENTER FOR REPRODUCTIVE RIGHTS.(Miller, Wendy) (Entered: 10/15/2018)
10/15/2018	<u>5</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by CENTER FOR REPRODUCTIVE RIGHTS (Miller, Wendy) (Entered: 10/15/2018)
10/18/2018	<u>6</u>	SUMMONS (2) Issued Electronically as to U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent) (tth) (Entered: 10/18/2018)
10/22/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF STATE served on 10/10/2018 (Miller, Wendy) (Entered: 10/22/2018)
10/23/2018	<u>8</u>	NOTICE of Appearance by Damon William Taaffe on behalf of U.S. DEPARTMENT OF STATE (Taaffe, Damon) (Entered: 10/23/2018)
11/04/2018	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/22/2018. (Miller, Wendy) (Entered: 11/04/2018)
11/04/2018	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/22/2018. Answer due for ALL FEDERAL DEFENDANTS by 11/21/2018. (Miller, Wendy) (Entered: 11/04/2018)
11/20/2018	<u>11</u>	ANSWER to Complaint by U.S. DEPARTMENT OF STATE.(Taaffe, Damon) (Entered: 11/20/2018)
11/21/2018		MINUTE ORDER requiring the parties to MEET AND CONFER and file a joint status report proposing a schedule for further proceedings. The parties shall file the joint status report on or before December 11, 2018. Signed by Judge Dabney L. Friedrich on November 21, 2018. (lcldf1) (Entered: 11/21/2018)
12/11/2018	<u>12</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Taaffe, Damon) (Entered: 12/11/2018)
12/13/2018		MINUTE ORDER adopting the proposal in the parties' <u>12</u> Joint Status Report. Accordingly, it is ORDERED that the parties shall file a joint status report on or before March 11, 2019. Signed by Judge Dabney L. Friedrich on December 13, 2019. (lcldf1) (Entered: 12/13/2018)
02/14/2019	<u>13</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Christopher Charles Hair on behalf of U.S. DEPARTMENT OF STATE Substituting for attorney Damon Taaffe (Hair, Christopher) (Entered: 02/14/2019)
03/11/2019	<u>14</u>	STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hair, Christopher) (Entered: 03/11/2019)
03/11/2019	<u>15</u>	STATUS REPORT by CENTER FOR REPRODUCTIVE RIGHTS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Text of Proposed Order)(Miller, Wendy) (Entered: 03/11/2019)

03/11/2019		MINUTE ORDER. The Court is in receipt of the defendant's <u>14</u> Status Report and the plaintiff's <u>15</u> Status Report, which contains a request for relief from the Court. It is ORDERED that the defendant shall file any opposition to the plaintiff's request for relief on or before March 25, 2019. Signed by Judge Dabney L. Friedrich on March 11, 2019. (lcldf1) (Entered: 03/11/2019)
03/25/2019	<u>16</u>	RESPONSE re <u>15</u> Status Report <i>in opposition to requested relief</i> filed by U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Declaration of Eric F. Stein)(Hair, Christopher) (Entered: 03/25/2019)
04/03/2019		MINUTE ORDER. Upon consideration of the plaintiff's <u>15</u> Status Report and the defendant's <u>16</u> Response, it is ORDERED that the defendant shall process a minimum of 300 pages of records for each monthly production. It is further ORDERED that the parties shall file another joint status report on or before June 10, 2019. The plaintiff's request to increase the Department of States's processing rate to 1,000 pages per month is DENIED. The plaintiff's request that the Department prepare a Vaughn index for each monthly production is also DENIED. The Department is currently responding to thousands of requests for records while making productions in 37 other lawsuits. See Stein Decl., Dkt. 16-2. And granting the plaintiff's request would require the Department to devote 5% of its FOIA reviewers to this action full time, at the expense of other pending FOIA matters. See id. Under the circumstances, the Court finds that it is reasonable for the Department to process records in this matter at its standard rate of 300 pages per month. In addition, the Court finds that requiring the Department to prepare indexes for each monthly production would hinder its efforts to process records expeditiously. The Court will set a deadline for the Department to prepare a Vaughn index if and when the parties request a briefing schedule for dispositive motions. Signed by Judge Dabney L. Friedrich on April 3, 2019. (lcldf1) (Entered: 04/03/2019)
04/03/2019		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/10/2019. (zcdw) (Entered: 04/07/2019)
06/10/2019	<u>17</u>	NOTICE of Appearance by Mia C. Donnelly on behalf of CENTER FOR REPRODUCTIVE RIGHTS (Donnelly, Mia) (Entered: 06/10/2019)
06/10/2019	<u>18</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Heather L. Richardson, :Firm- Gibson, Dunn & Crutcher LLP, :Address- 333 South Grand Avenue, Los Angeles, CA 90071. Phone No. - 213-229-7000. Fax No. - 213-229-7520 Filing fee \$ 100, receipt number 0090-6177394. Fee Status: Fee Paid. by CENTER FOR REPRODUCTIVE RIGHTS (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Donnelly, Mia) (Entered: 06/10/2019)
06/10/2019	<u>19</u>	Joint STATUS REPORT by CENTER FOR REPRODUCTIVE RIGHTS. (Donnelly, Mia) (Entered: 06/10/2019)
06/11/2019		MINUTE ORDER granting the plaintiff's <u>18</u> Motion for Leave to Appear Pro Hac Vice. Accordingly, it is ORDERED that Heather L. Richardson may enter an appearance pro hac vice for the purpose of representing the plaintiff in this action. Signed by Judge Dabney L. Friedrich on June 11, 2019. (lcldf1) (Entered: 06/11/2019)
06/11/2019		MINUTE ORDER. In light of the parties' <u>19</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before August 9, 2019. Signed by Judge Dabney L. Friedrich on June 11, 2019. (lcldf1) (Entered: 06/11/2019)
06/12/2019		NOTICE OF ERROR re <u>19</u> Status Report; emailed to mdonnelly@gibsondunn.com, cc'd 3 associated attorneys -- The PDF file you docketed contained errors: 1. Please do not refile. In the future, ECF login and signatue must match. (zth,) (Entered: 06/12/2019)
08/09/2019	<u>20</u>	Joint STATUS REPORT by CENTER FOR REPRODUCTIVE RIGHTS. (Donnelly, Mia) (Entered: 08/09/2019)
08/13/2019		MINUTE ORDER. Upon consideration of the parties' <u>20</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before October 8, 2019. So Ordered by Judge Dabney L. Friedrich on August 13, 2019. (lcldf1) (Entered: 08/13/2019)

10/08/2019	<u>21</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hair, Christopher) (Entered: 10/08/2019)
10/10/2019		MINUTE ORDER. Upon consideration of the parties' <u>21</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before December 9, 2019. So Ordered by Judge Dabney L. Friedrich on October 10, 2019. (lcldf1) (Entered: 10/10/2019)
12/09/2019	<u>22</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hair, Christopher) (Entered: 12/09/2019)
12/10/2019		MINUTE ORDER. Upon consideration of the parties' <u>22</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before February 7, 2020. The parties shall continue to file joint status reports every 60 days thereafter. Signed by Judge Dabney L. Friedrich on December 9, 2019. (lcldf2) (Entered: 12/10/2019)
02/07/2020	<u>23</u>	Joint STATUS REPORT by CENTER FOR REPRODUCTIVE RIGHTS. (Miller, Wendy) (Entered: 02/07/2020)
02/07/2020		MINUTE ORDER. Upon consideration of the parties' <u>23</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before April 7, 2020. The parties shall continue to file joint status reports every 60 days thereafter. Signed by Judge Dabney L. Friedrich on February 7, 2020. (lcldf2) (Entered: 02/07/2020)
04/07/2020	<u>24</u>	Consent MOTION to Stay <i>Productions and Extend Reporting Deadline</i> by U.S. DEPARTMENT OF STATE (Attachments: # <u>1</u> Declaration of Eric F. Stein)(Hair, Christopher). Added MOTION for Extension of Time to on 4/9/2020 (znmw). (Entered: 04/07/2020)
05/07/2020	<u>25</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF STATE. (Hair, Christopher) (Entered: 05/07/2020)
05/08/2020		MINUTE ORDER. Upon consideration of the defendant's <u>24</u> Consent Motion to Stay Productions and Extend Reporting Deadline, it is ORDERED that the defendant's motion is granted. It is further ORDERED that the defendant's monthly production requirements are stayed for 60 days from the date of this order. Finally, upon consideration of the parties' <u>25</u> Joint Status Report, the parties are directed to file another joint status report on or before July 7, 2020. So Ordered by Judge Dabney L. Friedrich on May 8, 2020. (lcldf2) (Entered: 05/08/2020)
05/08/2020		Set/Reset Deadlines: Status Report due by 7/7/2020 (zjch) (Entered: 05/11/2020)
07/07/2020	<u>26</u>	Joint STATUS REPORT by CENTER FOR REPRODUCTIVE RIGHTS. (Miller, Wendy) (Entered: 07/07/2020)
07/07/2020		MINUTE ORDER. Upon consideration of the parties' <u>26</u> Joint Status Report, it is ORDERED that the defendant's monthly production requirements are stayed for 30 days from the date of this order; and it is FURTHER ORDERED that the parties shall file another joint status report on or before August 6, 2020. So Ordered by Judge Dabney L. Friedrich on July 7, 2020. (lcldf2) (Entered: 07/07/2020)